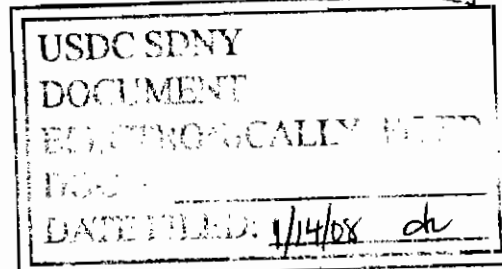


Taves, J



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

----- X
FLOWSERVE CORPORATION,
FLOWSERVE US INC., and
FLOWSERVE INTERNATIONAL, INC.,

Plaintiffs,

v.

INGERSOLL-RAND COMPANY,

Defendant.
----- X

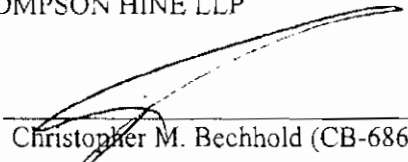
:
: Case No. 07-CV-5592 (BSJ) (DFE)
: ECF CASE

: **STIPULATION AND ORDER OF**
: **DISCONTINUANCE WITH PREJUDICE**

IT IS HEREBY STIPULATED by and between the parties, by and through their undersigned attorneys, that the above-entitled action, including all claims of the plaintiffs against the defendant, and the counterclaim of the defendant against the plaintiffs, is discontinued and dismissed with prejudice pursuant to Rule 41 of the Federal Rules of Civil Procedure, without costs or attorneys' fees to either the plaintiffs or the defendant.

Dated: December 31st, 2007

THOMPSON HINE LLP

By: 
Christopher M. Bechhold (CB-6865)

312 Walnut Street, Suite 1400
Cincinnati, OH 45202
(513) 352-6790
Fax: (513) 241-4771
Attorneys for Plaintiffs

SO ORDERED:

Dated: New York, New York

Jan. 14, 2008

1403642 v1/NY
01/07/08 11:10 AM

COOLEY GODWARD KRONISH LLP

By: 
William O'Brien (WO-5276)

1114 Avenue of the Americas
New York, NY 10036-7798
(212) 479-6000
Fax: (212) 479-6275
Attorneys for Defendant


United States District Judge